

EXHIBIT C

HONIGMAN

Honigman Miller Schwartz and Cohn LLP
Attorneys and Counselors

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Via Email and Overnight Mail

April 14, 2015

John W. Barrett, Esq.
Bailey & Glasser, LLP
209 Capitol Street
Charleston, WV 25301

Re: Diana Mey v. Patriot Payment Group, LLC
Case No. 5:15-cv-00027-JPB

Dear Mr. Barrett:

I represent Patriot Payment Group, LLC ("Patriot") in connection with the above-referenced action. I enclose an Offer of Judgment Pursuant to Rule 68 and a Certificate of Service. I look forward to your response.

Very truly yours,

HONIGMAN MILLER SCHWARTZ AND COHN LLP


Roger P. Meyers

Enclosures

c: Anthony Paronich, Esq. (via email, w/encls.)
Edward A. Broderick, Esq. (via email, w/encls.)
Jonathan R. Marshall, Esq. (via email, w/encls.)
Matthew P. McCue, Esq. (via email, w/encls.)
Christina S. Terek, Esq. (via email w/encls.)

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF WEST VIRGINIA

DIANA MEY, individually and on behalf of a
class of all persons and entities similarly
situated,

Plaintiff,

Case No. 5:15-CV-00027-JPB

v.

Hon. John Preston Bailey

PATRIOT PAYMENT GROUP, LLC,

Defendant.

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Attorneys for Plaintiff

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Attorneys for Defendant

DEFENDANT'S OFFER OF JUDGMENT PURSUANT TO RULE 68

Patriot Payment Group, LLC ("Patriot"), by and through the undersigned counsel, and pursuant to Rule 68 of the Federal Rules of Civil Procedure, and in complete and full satisfaction of the entire demand of Plaintiff Diana Mey, as set forth in Mey's "Class Action Complaint," hereby offers to allow a judgment to be entered against it and in favor of Mey, awarding Mey the following relief:

1. The amount of \$1,500.00 (One Thousand Five Hundred U.S. Dollars) for each telephone call which Mey alleges Patriot made to her in violation of the Telephone Consumer Protection Act, 47 U.S.C. § 227 *et seq.* (the "TCPA") on the following dates: January 19, 2015; January 21, 2015; January 26, 2015; January 27, 2015, and February 2, 2015—totaling \$7,500.00 (Seven Thousand Five Hundred U.S. Dollars);

2. If Mey's Class Action Complaint alleges that Patriot made more than five telephone calls to Mey in violation of the TCPA, Patriot hereby offers Mey the amount of \$1,500.00 (One Thousand Five Hundred U.S. Dollars) for each and every additional telephone call which Mey alleges Patriot made to her in violation of the TCPA;

3. The accrued costs and expenses of this action;

4. Reasonable attorneys' fees in an amount to be determined by the Court; and

5. Patriot also agrees to the entry of a stipulated injunction against it as requested in the Class Action Complaint. Specifically, Patriot will stipulate to an injunction prohibiting it from making telemarketing calls in violation of the TCPA.

This offer of judgment is intended to fully satisfy the individual claims of Mey asserted in this action or which could have been asserted in this action. To the extent the offer does not do so, Patriot hereby offers to provide Mey with any other relief which this Court determines is necessary to fully satisfy all of Mey's individual claims in this action.

This offer of judgment is made only for the purposes specified in Rule 68. Patriot tenders this offer of judgment solely to avoid the uncertainty and expense of further litigation. This offer of judgment is neither an admission that Patriot is liable in this action nor that Mey has suffered any damages.

Dated: April 14, 2015

Respectfully submitted,

SPILMAN THOMAS & BATTLE PLLC

By: /s/ Christina S. Terek

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Attorneys for Defendant

CERTIFICATE OF SERVICE

I hereby certify that on April 14, 2015, I served a copy of Defendant's Offer of Judgment Pursuant to Rule 68 in the above-captioned matter by overnight mail to John W. Barrett, Plaintiff's counsel, at his business address at:

John W. Barrett
Bailey & Glasser, LLP
209 Capitol St.
Charleston, WV 25301

I further certify that I electronically mailed the foregoing document to all counsel of record.

/s/ Mitra Jafary-Hariri
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